



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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May 27, 2008

Ms. Linda Holst
Water Division, Water Quality Branch, Chief
United States Environmental Protection Agency Region 5
77 W. Jackson Blvd. (WQ-16J)
Chicago, Illinois 60604-3590

Subject: Formal Submission of State Regulations (Site Specific Water Quality Standards, 35 Ill. Adm. Code 303.445)

Dear Ms. Holst:

The Illinois Environmental Protection Agency ("Illinois EPA") is pleased to formally submit its amendment to the State of Illinois' water quality standards for U. S. EPA review and approval pursuant to 40 CFR §131.21. This rulemaking, adopted by the Pollution Control Board ("PCB") on February 15, 2007 in docket R2006-24, was initiated by a proposal filed by the ExxonMobil Oil Corporation ("ExxonMobil") to add Section 303.445 as a site-specific water quality designation, effective February 27, 2007. The adopted amendment adds a new Section 303.445, setting a site-specific total dissolved solids water quality standard of 1,686 mg/L that applies from November 1 through April 30, of each year. ExxonMobil expects increases in its TDS discharges because it will be installing pollution control equipment to reduce air emissions in an effort to comply with a consent order the company entered into with U.S. EPA.

This submission includes:

- 1a • Copies of the *Illinois Register* publications of the proposed and adopted regulations;
- 2a • Copies of the Board's first notice opinion, second notice opinion and adopting opinion in R04-26, which detail the rulemaking process;
- 3 • A copy of the public notice for the June 14, 2006 hearing;

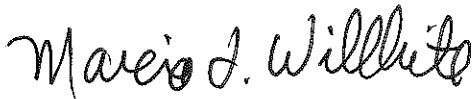
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- 4 • A copy of the Petition for Site-Specific Regulation; — w/ Exhibits 1-9
- 5 • A copy of the Illinois EPA's pre-filed testimony; — WITH Exhibits 6A, 6B, 6C, 9, 10
+ revised Exhibit 5
- 6 • A copy of the ExxonMobil's pre-filed testimony;
- 7 • A copy of ExxonMobil's Response to Board's Questions;
- 8 • A copy of the transcript of the June 14, 2006 hearing;
- 9 • A copy of JCAR's Certification of No Objection;
- 10 • A copy of JCAR's Request for Analysis of Economic and Budgetary Effects of this rulemaking
- 11 • A copy of Post-Hearing comments of ExxonMobil Oil Corporation;
- 12 • A copy of the Post-Hearing comments of the Illinois EPA; and
- 13 • A copy of comments of Jeff Fort for ExxonMobil Oil Corporation.

The Certification of the Attorney General will be submitted to you under separate cover.

The Illinois EPA wishes to thank your office for its assistance in developing this revision to the State's water quality standards.

Sincerely,



Marcia T. Willhite, Chief
Bureau of Water

Enclosures